



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :
Hanry Yu et al. : Confirmation No. 8862
Application No. 09/975,273 : Group Art Unit: 1651
Filed: October 12, 2001 : Examiner: Lankford, L.
For: MULTI-LAYER CELL : Atty Docket: 004814.00003
ENCAPSULATION FOR TISSUE :
ENGINEERING APPLICATIONS :
:

ELECTION

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to the Office Action dated June 29, 2004, for which a one-month period for response has been set, i.e., up to and including July 29, 2004. It is believed that no fee is due for this submission. However, the Commissioner is authorized to charge our Deposit Account No. 19-0733 for any fee required.

In response to the Restriction Requirement, Applicants elect Group VIII, claims 5-6, drawn to a microcapsule Type III. Applicants respectfully request that any non-elected method which depend from or otherwise contain all limitations of Group VIII claims be rejoined and allowed upon allowance of the elected Group VIII claims pursuant to M.P.E.P. § 821.04.

The Examiner is invited to telephone the undersigned at the number listed below if doing so would be helpful to resolve any outstanding issues.

Respectfully submitted,

BANNER & WITCOFF, LTD.

By:


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Date: July 21, 2004

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John

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/975,273
		Filing Date	10/12/2001
		First Named Inventor	Hanry Yu et al.
		Art Unit	1651
		Examiner Name	Lankford, L.
Total Number of Pages in This Submission	3	Attorney Docket Number	004814.00003

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> Election
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Paul M. Rivard, Reg. No. 43,446
Signature	
Date	July 21, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name			
Signature		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.